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8 **UNITED STATES DISTRICT COURT**
9 **DISTRICT OF NEVADA**

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11 INTERSTATE FIRE & CASUALTY
COMPANY, an Illinois Corporation;
12 FIREMAN'S FUND, a California Corporation,

13 Plaintiffs,

14 vs.

15 EVELYN ESTRADA-GROBL, an individual;
16 VALLEY HEALTH SYSTEM LLC d/b/a
SPRING VALLEY MEDICAL CENTER, a
17 Delaware corporation; HRN SERVICES, INC.,
a California Corporation; ACCOUNTABLE
18 HEALTHCARE STAFFING, INC. d/b/a HRN
SERVICES, INC., a Delaware Corporation;
19 ARTHUR FLASTER, an individual; KAREN
20 FLASTER, an individual; DOES I - X, and
ROE BUSINESS ENTITIES I - X,

21 Defendants.
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23

CASE NO.: 2:16-CV-00885-MMD-CWH

**STIPULATION AND ORDER FOR
DISMISSAL WITH PREJUDICE**

24 IT IS HEREBY STIPULATED AND AGREED between the parties, through their
25 undersigned counsel, that the above-captioned matter shall be dismissed with prejudice. The
26 parties reserve the right to seek attorneys' fees and costs in subsequent proceedings. Further,
27 Accountable Healthcare Staffing, Inc. ("Accountable") expressly reserves its right to set-off, if
28 any, as to the funds at issue in this litigation. Specifically, to the extent Accountable is somehow

found liable in any legal action or arbitration for the conduct or claims at issue in the related Nevada state court litigation (Case No. A-12-672867-C), Accountable reserves its right to reduce that liability by applying the funds at issue in this matter.

It is understood by all parties that this stipulation does not confer upon Accountable a guaranteed or established right to the set off for the payments made herein, nor does this stipulation confer upon any other party a guaranteed or established right, if any, to relief against Accountable. Instead, all parties agree that, pursuant to this stipulation, Accountable may advance its claim that it is entitled to a set off, if any, for the settlement amounts paid herein, if necessary, in any future litigation or arbitration proceeding related to the underlying claim.

IT IS SO STIPULATED:

DATED this 21st day of February, 2017.

**CARROLL, KELLY, TROTTER,
FRANZEN, McKENNA & PEABODY**

/s/ Ashley Balducci

ROBERT C. McBRIDE, ESQ.

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Attorneys for Plaintiffs

DATED this 21st day of February, 2017.

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/s/ Alex L. Fugazzi

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Attorneys for Defendant

Accountable HealthCare Staffing, Inc.

DATED this 21st day of February, 2017.

HALL PRANGLE & SCHOONVELD, LLC

/s/ James W. Fox

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Attorneys for Defendant

Valley Health System, LLC

DATED this 21st day of February, 2017.

EGLET PRINCE

/s/ Dennis Prince

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Attorneys for Defendant Evelyn Estrada-Grobl

ORDER

Based upon the parties' stipulation,

IT IS HEREBY ORDERED that this action is DISMISSED with prejudice. Each party shall bear her or its own attorneys' fees and costs in this proceeding only, but the parties reserve the right to seek attorneys' fees and costs in subsequent proceedings. The pending Motion to Direct Plaintiffs to Deposit Funds [#33] is DENIED as moot; and the February 27, 2017 [#32] deadline is VACATED. The Clerk of the Court is directed to close this case.

Dated: February 21, 2017



UNITED STATES DISTRICT JUDGE